Dated: June 23, 2003

Signature: (Marcus J. Millet)

PET.

2827

JUN 2 5 2003 6

1

Docket No.: TESSERA 3.0-078 DIV (PATENT)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Fjelstad et al.

Application No.: 09/020,647

Group Art Unit: 2827

Filed: February 9, 1998

Examiner: D. Graybill

For: METHODS OF MAKING COMPLIANT SEMICONDUCTOR CHIP PACKAGES

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 C.F.R. § 1.81(a)

Dear Sir:

Applicants' attorneys received a Notice of Abandonment mailed June 17, 2003 in the above-identified application. Applicants' attorneys contend that the application is not, in fact, abandoned and requests that the holding of abandonment be withdrawn.

A Notice of Appeal was received in the PTO on December 9, 2002. Attached hereto is a copy of the postcard indicating such receipt in the PTO. Additionally, attached is a photocopy of the PAIR record for this application, which indicates at number 57 that a Notice of Appeal was filed on December 9, 2002. Therefore, the appeal brief was due on February 9, 2003. In accordance with M.P.E.P. § 710.02(d), the period for filing an appeal brief is extendable by up to five (5) months under 37 C.F.R. § 1.136(a). Therefore, the available time period for filing the appeal brief with extension can be

Application No.: 09/020,647 Docket No.: TESSERA 3.0-078 DIV

extended up to July 9, 2003. The time period for filing the appeal brief has **not** expired.

It is, therefore, respectfully submitted that the present petition be granted. If there are fees due in connection with this Petition to Withdraw the Holding of Abandonment, the Commissioner is authorized to charge our Deposit Account No. 12-1095 therefor.

Dated: June 23, 2003

437576\_1.DOC

Respectfully submitted,

Marcus J. Millet

Registration No.: 28,241 LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicant



#### PLEASE ACKNOWLEDGE RECEIPT BY RETURNING THIS CARD

Via: First Class Mail

**Atty Docket No.: TESSERA 3.0-078 DIV**  Due Date: October 25, 2002

Title:

METHODS OF MAKING COMPLIANT SEMICONDUCTOR CHIP

**PACKAGES** 

**Application No.:** 

09/020,647

**Documents Filed:** 

Amendment After Final

Petition for Two-Month Extension of Time

Charge \$400.00 to Deposit Acct. No. 12-1095

Amendment Transmittal

Notice of Appeal

Charge \$320.00 to Deposit Acct. No. 12-1095

Mailing Date: December 3, 2002

Sender's Initials: MJD/acd 392386\_1.DOC



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Se	earch results fo	r application nur	nber: 09/020,647
Filing or 371(c) Date:	02-09-1998	Class / Sub-Class:	438/125.000
Issue Date of Patent:	-	Location:	TC 2800 PHOENIX CENTRAL STORAGE, PK2-8C06
Examiner Name:	GRAYBILL, DAVID E		Abandoned Failure to Respond to an Office Action
Group Art Unit:		Attorney Docket Number:	TESSERA 3.0-078 DIV
Earliest Publication No:	Δ1	Patent Number:	-
Earliest Publication Date:	08-22-2002	Customer Number:	530
Confirmation Number:	3500		

Foreign Priority

Continuity Data

	File Contents History			
Number	Date	Contents Description		
59	06-17-2003	Mail Abandonment for Failure to Respond to Office Action		
58	06-16-2003	Abandonment for Failure to Respond to Office Action		
57	12-09-2002	Notice of Appeal Filed		
56	03-06-2003	Date Forwarded to Examiner		
55	12-09-2002	Amendment after Final Rejection		
54	12-09-2002	Request for Extension of Time - Granted		
53	03-06-2003	Mail Advisory Action (PTOL - 303)		
52	03-05-2003	Advisory Action (PTOL-303)		
51	07-25-2002	Mail Final Rejection (PTOL - 326)		
50	07-24-2002	Final Rejection		
49	05-04-2002	Date Forwarded to Examiner		
48	04-23-2002	Response after Non-Final Action		
47	04-23-2002	Request for Extension of Time - Granted		
46	01-25-2002	Miscellaneous Incoming Letter		
45	02-14-2002	Application Scanned		
44	01-15-2002	Case Docketed to Examiner in GAU		
43	01-15-2002	Case Docketed to Examiner in GAU		
42	12-07-2001	Mail Non-Final Rejection		
41	11-28-2001	Non-Final Rejection		
39.9	11-28-2001	Delete Transaction		
38.9	11-26-2001	Delete Transaction		
37.9	11-26-2001	Delete Transaction		
36.9	11-26-2001	Delete Transaction		
35.9	11-26-2001	Delete Transaction		
34	10-01-2001	Continuing Prosecution Application - Continuation (ACPA)		